

**CHAPTER NO. 837**

**HOUSE BILL NO. 1433**

**By Representatives Brown, Cooper**

**Substituted for: Senate Bill No. 1364**

**By Senators Crutchfield, Burks**

AN ACT to amend Tennessee Code Annotated, Title 49, relative to education.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 49-3-352(c) is amended by adding the following language and punctuation at the end of the section:

For the 2004-2005 fiscal year only, if a local education agency submits to the department for approval a budget that contains the use of unrestricted accumulated funds under the provisions of the foregoing sentence and it is subsequently determined that state-shared revenues distributed to counties are equal to or greater than levels distributed to counties in the 2002-2003 fiscal year, the commissioner shall have the authority to approve the unrestricted use of such accumulated funds.

SECTION 2. Tennessee Code Annotated, Section 49-1-301(a)(3), is amended by deleting the second sentence.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

**PASSED: May 20, 2004**

  
JIMMY RAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

  
JOHN S. WILDER  
SPEAKER OF THE SENATE

**APPROVED this 8<sup>th</sup> day of June 2004**

  
PHIL BREDESEN, GOVERNOR